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tel: (949) 282-1000
fax: (949) 282-1002

FACSIMILE TRANSMISSION COVER SHEET

Date: December 10, 2004

To: United States Patent and Trademark Office
Examiner: Kevin M. Burd, Art Unit: 2631

Fax: (703) 872-9306

Re: Application Serial No.: 09/264,065
Filing Date: 3/8/1999; Inventor(s): Peshkin, et al.
Attorney Docket No.: 01CON222P

From: Farjami & Farjami LLP

Number of pages including the cover sheet: 22

Message:

Enclosed please find the Amendment and Response to Non-Final Office Action dated November 2, 2004. Payment for one new independent claim in the amount of \$200.00 is hereby enclosed on Form PTO-2038.

Thank you.

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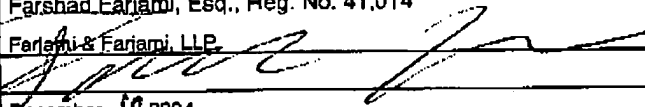
PTO/SB:21 (08-03)

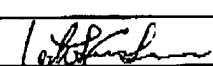
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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/264,065	
	Filing Date	3/8/1999	
	First Named Inventor	Joel D. Peshkin	
	Examiner Name	Kevin M. Burd	
	Art Unit	2631	
Total Number of Pages in This Submission	21	Attorney Docket Number	01CON222P

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Credit card payment form PTO-2038
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Farshad Farjani, Esq., Reg. No. 41,014 Farjani & Farjani, LLP
Signature	
Date	December 10, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO at facsimile number (703) 872-9308 on the date shown below.			
Type or printed name	Lesley L. Lam		
Signature		Date	December 10, 2004

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PTO/SB-17 (10-03)

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$200.00)

Complete if Known

Application Number 09/264,065
 Filing Date 3/8/1999
 First Named Inventor Joel D. Peshkin
 Examiner Name Kevin M. Burd
 Art Unit 2631
 Attorney Docket No. 01CON222P

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit Account Number
Deposit Account Name

50-0731

Farjami & Farjami, LLP.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1001	790	2001	395	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
6	1	\$200	\$200

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1202	50	2202	9	Claims in excess of 20
1201	200	2201	44	Independent claims in excess of 3
1203	360	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$200.00)

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
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1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
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1501	1,390	2501	695	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1480	130	1480	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property times number of properties	
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1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type)

Parshad Farjami, Esq.

Registration No. (Attorney/Agent)

41,014

Complete if applicable

Telephone

(949)282-1000

Signature

Date

12/10/04

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<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2004</h3> <p style="font-size: small; margin: 5px 0;">Effective 10/01/2003. Patent fees are subject to annual revision.</p> <p><input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27</p>	<p style="text-align: center; font-weight: bold;">Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Application Number</td><td>09/264,065</td></tr> <tr><td>Filing Date</td><td>3/8/1999</td></tr> <tr><td>First Named Inventor</td><td>Joel D. Peshkin</td></tr> <tr><td>Examiner Name</td><td>Kevin M. Burd</td></tr> <tr><td>Art Unit</td><td>2631</td></tr> <tr><td>Attorney Docket No.</td><td>01CON222P</td></tr> </table>	Application Number	09/264,065	Filing Date	3/8/1999	First Named Inventor	Joel D. Peshkin	Examiner Name	Kevin M. Burd	Art Unit	2631	Attorney Docket No.	01CON222P
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Attorney Docket No.	01CON222P												
<p>TOTAL AMOUNT OF PAYMENT (\$ 200.00)</p>													

<p>METHOD OF PAYMENT (check all that apply)</p> <p> <input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> Non- </p> <p> <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 50-0731 Deposit Account Name: Farjani & Farjani, LLP. </p> <p>The Director is authorized to: (check all that apply)</p> <p> <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account. </p> <p style="text-align: center;">FEE CALCULATION</p> <p>1. 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EXTRA CLAIM FEES FOR UTILITY AND REISSUE</p> <p> Total Claims: 6 Extra Claims: 1 Fee from below: \$200 Fee Paid: \$200 </p> <p>Multiple Dependent: <input type="checkbox"/></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1202</td><td>50</td><td>2202</td><td>9</td><td>Claims in excess of 20</td><td></td></tr> <tr><td>1201</td><td>200</td><td>2201</td><td>44</td><td>Independent claims in excess of 3</td><td></td></tr> <tr><td>1203</td><td>360</td><td>2203</td><td>150</td><td>Multiple dependent claim, if not paid</td><td></td></tr> <tr><td>1204</td><td>88</td><td>2204</td><td>44</td><td>**Reissue independent claims over original patent</td><td></td></tr> <tr><td>1205</td><td>18</td><td>2205</td><td>9</td><td>**Reissue claims in excess of 20 and over original patent</td><td></td></tr> </tbody> </table> <p style="text-align: right;">SUBTOTAL (2) (\$200.00)</p> <p style="font-size: x-small;">** or number previously paid, if greater; For Reissues, see above</p>	Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1001	790	2001	395	Utility filing fee		1002	340	2002	170	Design filing fee		1003	530	2003	265	Plant filing fee		1004	770	2004	385	Reissue filing fee		1005	160	2005	80	Provisional filing fee		Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1202	50	2202	9	Claims in excess of 20		1201	200	2201	44	Independent claims in excess of 3		1203	360	2203	150	Multiple dependent claim, if not paid		1204	88	2204	44	**Reissue independent claims over original patent		1205	18	2205	9	**Reissue claims in excess of 20 and over original patent		<p style="text-align: center;">FEE CALCULATION (continued)</p> <p>3. 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1804	920*	1804	920*	Requesting publication of SIF prior to Examiner action																																																																																																																																																																																																																																																			
1805	1,840*	1805	1,840*	Requesting publication of SIF after Examiner action																																																																																																																																																																																																																																																			
1251	110	2251	55	Extension for reply within first month																																																																																																																																																																																																																																																			
1252	420	2252	210	Extension for reply within second month																																																																																																																																																																																																																																																			
1253	950	2253	475	Extension for reply within third month																																																																																																																																																																																																																																																			
1254	1,480	2254	740	Extension for reply within fourth month																																																																																																																																																																																																																																																			
1255	2,010	2255	1,005	Extension for reply within fifth month																																																																																																																																																																																																																																																			
1401	330	2401	165	Notice of Appeal																																																																																																																																																																																																																																																			
1402	330	2402	165	Filing a brief in support of an appeal																																																																																																																																																																																																																																																			
1403	290	2403	145	Request for oral hearing																																																																																																																																																																																																																																																			
1451	1,510	1451	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																																																			
1452	110	2452	55	Petition to revive - unavoidable																																																																																																																																																																																																																																																			
1453	1,330	2453	665	Petition to revive - unintentional																																																																																																																																																																																																																																																			
1501	1,330	2501	665	Utility issue fee (or reissue)																																																																																																																																																																																																																																																			
1502	480	2502	240	Design issue fee																																																																																																																																																																																																																																																			
1503	640	2503	320	Plant issue fee																																																																																																																																																																																																																																																			
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																																																																																			
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)																																																																																																																																																																																																																																																			
1808	180	1808	180	Submission of Information Disclosure Stmt																																																																																																																																																																																																																																																			
8021	40	8021	40	Recording each patent assignment per property (lines number of properties)																																																																																																																																																																																																																																																			
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.128(a))																																																																																																																																																																																																																																																			
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																																																																																			
1801	770	2801	385	Request for Continued Examination (RCE)																																																																																																																																																																																																																																																			
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																																																																																			

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Farhad Farjani Esq.	Registration No. (Attorney/Agent)	41,014
Signature		Telephone	(949)282-1000
		Date	12/10/04

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Attorney Docket No.: 01CON222P
Serial No.: 09/264,065

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Peshkin, et al.	Group Art Unit: 2631
Application Serial No.: 09/264,065	Examiner: Burd, Kevin M.
Filed: March 8, 1999	
Title: Methods and Apparatus for Communicating Commands and Data Using Logical Channels	

AMENDMENT AND RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

This Amendment and Response is in response to the *Non-Final* Office Action, dated November 2, 2004, in the above-referenced patent application. Please enter and consider the following amendments and remarks.

12/13/2004 EKOLI1 00000007 09264065

01 FC:1201

200.00 OP

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